

DEPARTMENT OF SOCIAL SERVICES

744 P Street, Sacramento, California 95814



July 3, 2004

ALL COUNTY LETTER NO. 04-27

TO: ALL COUNTY WELFARE DIRECTORS
ALL COUNTY CHILD CARE COORDINATORS
ALL COUNTY WELFARE-TO-WORK COORDINATORS

SUBJECT: CALIFORNIA WORK OPPORTUNITY AND RESPONSIBILITY TO
KIDS STAGE ONE CHILD CARE INTERCOUNTY TRANSFER
REGULATIONS

REASON FOR THIS TRANSMITTAL

- ☐ State Law Change
- ☐ Federal Law or Regulation Change
- ☐ Court Order
- ☐ Clarification Requested by
One or More Counties
- ☒ Initiated by CDSS

Purpose

This All County Letter (ACL) is to provide notice of the publication of regulations regarding Intercounty Transfers (ICT) for the California Work Opportunity and Responsibility to Kids (CalWORKs) Stage One Child Care Program. The regulations specify time periods for counties to ensure that, when transferring from one county to another, current and former CalWORKs clients receive Stage One Child Care services without delay. These regulations have been approved by the Office of Administrative Law and were filed with the Secretary of State on May 13, 2004. They have an effective date of June 12, 2004.

Background

CalWORKs Child Care regulations provide a description of individuals, including children and child care providers, who are eligible to participate in the child care program. The regulations also include a description of county responsibilities for operating CalWORKs Stage One Child Care Programs. However, the regulations do not address which county pays for child care during an ICT.

The lack of specificity related to payment responsibilities could lead to confusion on the part of the counties and a possible disruption in child care services for the participant. Therefore, the new ICT regulations contain standards regarding the county responsible for payment when a client moves to a new county. This is necessary to ensure that current and former CalWORKs clients receive Stage One Child Care services when transferring from one county to another without delay. Minimizing the disruption of Stage One Child Care services enables current and former recipients to continue to participate in welfare to work activities, leading to self-sufficiency.

A copy of these regulations can be obtained at the California Department of Social Services web site at <http://www.dss.cahwnet.gov>. Some of the key provisions addressed in the regulations are attached for your reference. If you have any questions regarding this matter, please contact Krista Meek, Child Care Programs Bureau, at (916) 654-1507.

Sincerely,

BRUCE WAGSTAFF
Deputy Director
Welfare to Work Division

Attachment

c: California Welfare Directors Association
California State Association of Counties

INTERCOUNTY TRANSFER REGULATIONS

June 25, 2004

The chart below summarizes key provisions of the regulations as provided for in the Manual of Policies and Procedures:

Subject	Regulation Provisions
Definition of "First County"	Specifies it is the county from which the client will or has moved when changing residence. [Sec. 47-110(f)(2)]
Definition of "Intercounty Transfer"	Clarifies the transfer of responsibility for the client's Stage One child care from one county to another when a client changes county of residence. [Sec. 47-110(i)(1)]
Definition of "Second County"	Specifies it is the county to which the client is moving or has moved when changing residence. [Sec. 47-110(s)(1)]
First County to Inform Clients	Requires the first county to inform the client in writing of the responsibility to apply for child care in the second county in order to avoid a break in child care services. [Sec. 47-310.1-.11]
Second County Shall Establish a Child Care Case	Requires establishment of a child care case as soon as the client applies for and meets the child care eligibility requirements, regardless of the status of the cash aid transfer. [Sec. 47-310.2-.21]
Second County Makes Referral	Requires the second county to refer the child care case to the responsible agency if it is determined that the client is eligible for Stage Two or Stage Three child care. [Sec. 47-310.22]
Availability of Stages	Requires provision of child care in Stage One until child care is available in Stage Two or Three, as provided by Section 47-301.5, unless the family is otherwise ineligible. [Sec. 47-310.23]
Change in Payment Responsibility	Specifies there shall be no delay in child care payments when the county receives from the client the necessary child care payment information. [Sec. 47-310.3]
Payment Responsibility When Changing Providers	Requires that when a client is changing providers the first county pays for child care through the last day the existing provider provides services [Sec. 47-310.311]. The second county shall then become responsible to pay child care to the new provider regardless of the completion of a cash aid transfer period [Sec. 47-310.312].

Intercounty Transfer Regulations *(Continued)*
June 25, 2004

Subject	Regulation Provisions
Payment Responsibility When Not Changing Providers	<p>Specifies that when a client is on cash aid and not changing providers, the first county shall continue to pay for child care until the cash aid transfer period is completed, or sooner with mutual agreement between both counties. [Sec. 47-310.32-321]</p> <p>Specifies that when a client is off cash aid and not changing providers, the first county shall continue to pay for child care for up to 30 days from the date the client moves out of the county, at which time the second county assumes responsibility for payment. [Sec. 47-310.322]</p>